

# REPORT OF THE AUDITOR OF PUBLIC ACCOUNTS AUDIT EXAMINATION OF THE HARLAN COUNTY FISCAL COURT

Fiscal Year Ended June 30, 1998

# EDWARD B. HATCHETT, JR. AUDITOR OF PUBLIC ACCOUNTS

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CERTIFICATION OF COMPLIANCE – LOCAL GOVERNMENT ECONOMIC ASSISTANCE AND DEVELOPMENT PROGRAMS



# Edward B. Hatchett, Jr. Auditor of Public Accounts

To the People of Kentucky
Honorable Paul E. Patton, Governor
John P. McCarty, Secretary
Finance and Administration Cabinet
Sarah Jane Schaaf, Secretary, Revenue Cabinet
Honorable Joseph A. Grieshop, County Judge/Executive
Honorable Delzinna Belcher, Former County Judge/Executive
Members of the Harlan County Fiscal Court

#### Independent Auditor's Report

We have audited the accompanying statement of assets, liabilities, and fund balances arising from cash transactions of Harlan County, Kentucky, as of June 30, 1998, and the related statement of cash receipts, cash disbursements, and changes in cash balances for the year then ended. These financial statements are the responsibility of the Harlan County Fiscal Court. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with generally accepted auditing standards, <u>Government Auditing Standards</u> issued by the Comptroller General of the United States, and the <u>Audit Guide for Fiscal Court Audits</u> issued by the Auditor of Public Accounts, Commonwealth of Kentucky. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

Harlan County, Kentucky, prepares its financial statements on a prescribed basis of accounting that demonstrates compliance with the cash basis and laws of Kentucky. Consequently, certain revenues and the related assets are recognized when received rather than when earned, and certain expenses are recognized when paid rather than when a liability is incurred. The cash basis accounting system does not require an entity to maintain a general fixed asset group or a general long-term debt group of accounts. Accordingly, the accompanying financial statements are not intended to present financial position and results of operations in conformity with generally accepted accounting principles.

In our opinion, the financial statements referred to above present fairly, in all material respects, the assets, liabilities, and fund balances arising from cash transactions of Harlan County, Kentucky, and the related statement of cash receipts, cash disbursements, and changes in cash balances as of and for the year ended June 30, 1998, in conformity with the cash basis of accounting described above.

To the People of Kentucky
Honorable Paul E. Patton, Governor
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Our audit was performed for the purpose of forming an opinion on the financial statements of Harlan County, Kentucky, taken as a whole. The accompanying schedule of expenditures of federal awards is presented for purposes of additional analysis as required by U.S. Office of Management and Budget Circular A-133, <u>Audits of States, Local Governments, and Non-Profit Organizations</u> and is not a required part of the financial statements. The other information provided on the accompanying schedules is presented for purposes of additional analysis and is not a required part of the financial statements. Such information has been subjected to the auditing procedures applied in the audit of the financial statements and, in our opinion, is fairly presented, in all material respects, in relation to the financial statements taken as a whole.

Based on the results of our audit, we present the accompanying Schedule of Findings and Questioned Costs, included herein, which discusses the following areas of noncompliance:

- The Fiscal Court Should Adopt An Administrative Code
- The County Should Have A Written Agreement To Protect Deposits
- The County Should Comply With All Grant Agreement Requirements

In accordance with <u>Government Auditing Standards</u>, we have also issued our report dated July 1, 1999, on our consideration of Harlan County, Kentucky's compliance with certain provisions of laws, regulations, contracts, and grants, and internal control over financial reporting.

Respectfully submitted,

Edward B. Hatchett, Jr. Auditor of Public Accounts

Audit fieldwork completed - July 1, 1999

# **HARLAN COUNTY OFFICIALS**

### Fiscal Year Ended June 30, 1998

Delzinna Belcher County Judge/Executive

Alan Wagers County Attorney
Larry Lee County Clerk

Paul Williams Circuit Court Clerk

Steve Duff Sheriff
Howard Helton Jailer

Jerry Blanton Property Valuation Administrator

Patricia Fields County Treasurer

Philip Bianchi
Coroner
Paul Caldwell
Magistrate
Curtis Stallard
Magistrate
Raymond Hall
Magistrate
Abe Bailey, Jr.
Magistrate
Virginia Saylor
Magistrate

# STATEMENT OF ASSETS, LIABILITIES, AND FUND BALANCES ARISING FROM CASH TRANSACTIONS

# HARLAN COUNTY STATEMENT OF ASSETS, LIABILITIES, AND FUND BALANCES ARISING FROM CASH TRANSACTIONS

# June 30, 1998

Assets
--------

General Fund:	
Cash	\$ 2,339,593
Road and Bridge Fund:	
Cash	258,359
Jail Commissary Fund:	
Cash	31,310
Local Government Economic Assistance Fund:	
Cash	924,483
State Grants Fund:	
Cash	1,128
Federal Grants Fund:	
Cash	79,165
Notes Receivable-	
East Kentucky Block Company (Note 4)	24,395
Retirement Account:	
Cash	617
Total Assets	\$ 3,659,050
	 _
<u>Liabilities and Fund Balances</u>	
<u>Liabilities</u>	
General Fund:	
Escrow Account (Note 5)	\$ 43,000
Federal Grants Fund:	
East Kentucky Block Company-	
Deferred Revenue (Note 4)	24,395
Retirement Account	617
Fund Balances	
Reserved:	
Jail Commissary Fund	31,310
State Grants Fund	1,128
Federal Grants Fund	79,165
Unreserved:	
General Fund	2,296,593
Road and Bridge Fund	258,359
Local Government Economic Assistance Fund	924,483
Total Liabilities and Fund Balances	\$ 3,659,050

The accompanying notes are an integral part of the financial statements.

# STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND CHANGES IN CASH BALANCES

# HARLAN COUNTY STATEMENT OF CASH RECEIPTS. CASH DISBURSEMENTS, AND CHANGES IN CASH BALANCES

# Fiscal Year Ended June 30, 1998

Cash Receipts	Tot (M On	emorandum	Gei Fur			ad and dge nd	Jail	Fund
Schedule of Operating Revenue Transfers In Kentucky Advance Revenue Program	\$	7,338,524 554,790 1,119,120	\$	4,039,046 81,072 986,865	\$	1,181,661 132,255	\$	283,229 473,718
Jail Commissary Fund Receipts		61,693						
Total Cash Receipts	\$	9,074,127	\$	5,106,983	\$	1,313,916	\$	756,947
<u>Cash Disbursements</u>								
Comparative Schedule of Final Budget and Budgeted Expenditures	\$	6,582,448	\$	2,656,999	\$	1,202,101	\$	756,947
Schedule of Unbudgeted Expenditures Transfers Out		39,932 554,790		473,718				
Kentucky Advance Revenue Program Repaid Jail Commissary Fund Expenditures		1,119,120 62,301		986,865		132,255		
Total Cash Disbursements	\$	8,358,591	\$	4,117,582	\$	1,334,356	\$	756,947
Excess (Deficiency) of Cash Receipts Over (Under) Cash Disburgements	\$	715 526	\$	090 401	\$	(20.440)	\$	0
Over (Under) Cash Disbursements Cash Balance - July 1, 1997	<u></u>	715,536 2,918,502		989,401 1,350,192	•	(20,440) 278,799	<u> </u>	0
Cash Balance - June 30, 1998	\$	3,634,039	\$	2,339,593	\$	258,359	\$	0

The accompanying notes are an integral part of the financial statements.

### HARLAN COUNTY STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS, AND CHANGES IN CASH BALANCES Fiscal Year Ended June 30, 1998 (Continued)

Jail Com Fund	missary	Eco	vernment onomic sistance	State Grants Fund	;	Fed Gra Fun	nts	Horand And Horand	ministration	Econo	rnment omic lopment
\$		\$	1,363,812	\$		\$	468,152	\$	2,624	\$	
	61,693										
\$	61,693	\$	1,363,812	\$	0	\$	468,152	\$	2,624	\$	0
\$		\$	1,510,115	\$		\$	456,286	\$	39,932 81,072	\$	
	62,301										
\$	62,301	\$	1,510,115	\$	0	\$	456,286	\$	121,004	\$	0
\$	(608) 31,918	\$	(146,303) 1,070,786	\$	0 1,128	\$	11,866 67,299	\$	(118,380) 118,380	\$	0
\$	31,310	\$	924,483	\$	1,128	\$	79,165	\$	0	\$	0

# HARLAN COUNTY NOTES TO FINANCIAL STATEMENTS

June 30, 1998

#### Note 1. Summary of Significant Accounting Policies

#### A. Reporting Entity

The financial statements of Harlan County include the funds, agencies, boards, and entities for which the fiscal court is financially accountable. Financial accountability, as defined by Section 2100 of the GASB Codification of Governmental Accounting and Financial Reporting Standards, as amended by GASB 14, was determined on the basis of the government's ability to significantly influence operations, select the governing authority, participate in fiscal management and the scope of public service. Based upon the criteria stated in GASB 14, management has included the Jail Commissary Fund as part of the reporting entity.

#### B. Fund Accounting

Fund accounting is designed to demonstrate legal compliance and to aid financial management by segregating transactions related to certain government functions or activities. The government uses funds to report on its financial position and the results of its operations. A fund is a separate accounting entity with a self-balancing set of accounts.

#### C. Basis of Accounting

The financial statements were prepared on a cash basis of accounting pursuant to Kentucky Revised Statute (KRS) 68.210 as recommended by the State Local Finance Officer. Consequently, certain revenues and related assets are recognized when received rather than when earned, and certain expenses are recognized when paid rather than when a liability is incurred. The cash basis accounting system does not require an entity to maintain a general fixed asset group or a general long-term debt group of accounts.

### D. Legal Compliance - Budget

The Harlan County budget is adopted on a cash basis of accounting and laws of Kentucky as required by the State Local Finance Officer. The County Judge/Executive is required to submit estimated receipts and proposed expenditures to the fiscal court by May 1 of each year. The budget is prepared by fund, function, and activity and is required to be adopted by the fiscal court by July 1.

The fiscal court may change the original budget by transferring appropriations at the activity level; however, the fiscal court may not increase the total budget without approval by the State Local Finance Officer. Expenditures may not exceed budgeted appropriations at the activity level.

#### E. Cash and Investments

Cash includes amounts in bank accounts, and investments are stated at cost. Investments may include certificates of deposit on the financial statements; however, for the purpose of disclosing credit risk (Note 3), investments exclude certificates of deposit.

HARLAN COUNTY NOTES TO FINANCIAL STATEMENTS June 30, 1998 (Continued)

Note 1. (Continued)

#### E. Cash and Investments (Continued)

KRS 66.480 authorizes the county to invest in the following, including but not limited to, obligations of the United States and of its agencies and instrumentalities, obligations and contracts for future delivery or purchase of obligations backed by the full faith and credit of the United States, obligations of any corporation of the United States government, bonds or certificates of indebtedness of this state, and certificates of deposit issued by or other interest-bearing accounts of any bank or savings and loan institution which are insured by the Federal Deposit Insurance Corporation (FDIC) or which are collateralized, to the extent uninsured, by any obligation permitted by KRS 41.240(4).

#### Note 2. Employee Retirement System

The county has elected to participate in the County Employees Retirement System (CERS), pursuant to KRS 78.530 administered by the Board of Trustees of the Kentucky Retirement Systems. This is a multiple-employer public retirement system which covers all eligible full-time employees. Benefit contributions and provisions are established by statute. Nonhazardous covered employees are required to contribute 5 percent of their salary to the plan. The county's contribution rate for nonhazardous employees was 8.65 percent.

Benefits fully vest on reaching five years of service for nonhazardous employees. Aspects of benefits for nonhazardous employees include retirement after 27 years of service or age 65.

Historical trend information showing the CERS' progress in accumulating sufficient assets to pay benefits when due is present in the Kentucky Retirement Systems' annual financial report.

#### Note 3. Deposits

The county maintains deposits with depository institutions insured by the Federal Deposit Insurance Corporation (FDIC). According to law, the depository institution should pledge sufficient securities as collateral which, together with FDIC insurance, equals or exceeds the amount on deposit at all times. In order to be valid against the FDIC in the event of failure or insolvency of the depository institution, this pledge of securities should be evidenced by an agreement that is (a) in writing, (b) approved by the board of directors of the depository institution or its loan committee, which approval must be reflected in the minutes of the board or committee, and (c) an official record of the depository institution. This agreement, signed by both parties, must be sufficient to create an enforceable and perfected security interest in the collateral under Kentucky law. The depository institution has made such a pledge, and the depository institution's board of directors or loan committee approved the pledge. However, the depository institution did not have a written agreement with the county.

HARLAN COUNTY NOTES TO FINANCIAL STATEMENTS June 30, 1998 (Continued)

#### Note 4. Receivables

On August 4, 1983, the county entered into an agreement with East Kentucky Block Company (Concrete and Masonry of Harlan, Inc.) to loan the company the proceeds from a Community Development Block Grant in the amount of \$200,000.

This amount was disbursed to East Kentucky Block Company in the fiscal year ended June 30, 1984. The agreement established a fifteen (15) year loan at four (4) percent interest with 180 payments in the sum of \$1,480 with the first payment due September 1, 1984. Also, a sum of \$8,000 was to be paid prior to the start of monthly payments. As of the audit date, East Kentucky Block Company had made the \$8,000 payment and one hundred sixty three (163) monthly payments to the County, for a total of \$241,240, including \$175,605 in principal and \$73,620 in interest. The unpaid principal balance due the County at June 30, 1998 was \$24,395.

The county had garbage collection receivable charges of \$199,144 as of June 30, 1998. This total includes amounts owed from as far back as June 1994. Five of these accounts represent sixty-five (65) percent of the total. These accounts are Brackett Brothers-\$9,219; City of Cumberland-\$87,514; the City of Evarts-\$16,407; City of Loyall-\$9,417; and City of Lynch-\$7,317. The balance is owed by small businesses and individuals with relatively small balances.

#### Note 5. General Fund Escrow Liability

During the early 1980's, the State of Kentucky discovered Harlan County was operating an illegal landfill. In lieu of a fine, the parties agreed to the establishment of this bank account for payment of services, as specified by the State. As of June 30, 1998, the escrow balance was \$43,000, which is included in the cash balance for the general fund.

#### Note 6. Lease-Purchase Agreements

On February 20, 1997, the county entered into a lease-purchase agreement with IBM Credit Corporation for the purchase of computer equipment. The terms of the agreement call for five annual payments of \$20,050 beginning July 1, 1998.

#### Note 7. Insurance

For the fiscal year ended June 30, 1998, Harlan County was a member of the Kentucky Association of Counties' All Lines Insurance Fund (KALF). KALF is a self-insurance fund and was organized to obtain lower cost coverage for general liability, property damage, public officials' errors and omissions, public liability, and other damages. The basic nature of a self-insurance program is that of a collectively shared risk by its members. If losses incurred for covered claims exceed the resources contributed by the members, the members are responsible for payment of the excess losses.

# COMPARATIVE SCHEDULE OF BUDGETED TO ACTUAL OPERATING REVENUE

# HARLAN COUNTY COMPARATIVE SCHEDULE OF BUDGETED TO ACTUAL OPERATING REVENUE

# Fiscal Year Ended June 30, 1998

Budgeted Funds	Ope	geted rating enue	Actual Operating Revenue		Over (Under) Budget	
General Fund Road and Bridge Fund Jail Fund Local Government Economic Assistance Fund State Grants Fund Federal Grants Fund Local Government Economic Development Fund	\$	4,315,771 1,338,983 825,249 1,724,000 10,000 773,760 1,000,000	\$	4,039,046 1,181,661 283,229 1,363,812 468,152	\$	(276,725) (157,322) (542,020) (360,188) (10,000) (305,608) (1,000,000)
Totals	\$	9,987,763	\$	7,335,900	\$	(2,651,863)
Reconciliation						
Total Budgeted Operating Revenue Above Add: Prior Year Surplus Budgeted					\$	9,987,763 207,500
Total Operating Budget All Funds Schedule C Less: Other Financing Uses					\$	10,195,263 (1,119,120)
Total Operating Budget Per Comparative Schedule Of Final Budget and Budgeted Expenditures					\$	9,076,143



# HARLAN COUNTY SCHEDULE OF OPERATING REVENUE

Fiscal Year Ended June 30, 1998

	tals emorandum lly)	n General Fund		•		Jail Fund	
Revenue From Local Taxes							
and Excess Fees							
Sheriff:							
Taxes	\$ 2,421,035	\$	2,421,035	\$		\$	
Sheriff Fees - Pooling	366,030		366,030				
County Clerk:							
Deed Transfer Tax	7,684		7,684				
Delinquent Taxes	45,194		45,194				
Tangible Personal Property Taxes:							
Other Counties	26,346		26,346				
In Lieu of Taxes:							
TVA	35		35				
U.S. Treasurer	2,476		2,476				
National Forest	621				621		
911 Telephone Surcharge	 170,525		170,525				
Totals	\$ 3,039,946	\$	3,039,325	\$	621	\$	0
Federal Receipts - State Treasurer							
Community Development Block Grants -							
Community Rivers and Streams	\$ 720	\$		\$		\$	
Abandoned Mine Lands	447,792						
Federal Reimbursement	 17,760						
Totals	\$ 466,272	\$	0	\$	0	\$	0

Local Government Economic Assistance Fund	overnment conomic State ssistance Grants			eral nts d	Kentucky Housing Corporation and Farmers Home Administration Fund			
\$	\$		\$		\$			
<b>.</b>	<b>•</b>			0	•			
\$ 0 \$	\$	0	\$	720 447,792 17,760	\$	0		
\$ 0	\$	0	\$	466,272	\$	0		

		emorandum			Bri	ad and dge	Ioil	Eund
	<u>On</u>	iy)	Fund	1	Fu	na	Jan	Fund
Kentucky State Treasurer								
Jail:								
Allotments	\$	144,897	\$		\$		\$	144,897
Medical Allotments		9,738						9,738
DUI Service Fees		6,231						6,231
Housing State Prisoners		88,800						88,800
County Road Aid		881,665				881,665		
Transportation Cabinet		126,320				126,320		
Truck License Distribution		151,650				151,650		
Strip Mine Permits		55,156		55,156				
Courthouse Rental - AOC		53,778		53,778				
Refunds:								
Legal Process Tax		217		217				
Drivers License		3,120				3,120		
Severance Taxes:								
Coal		1,120,491						
Mineral		13,448						
Board of Assessments		1,200		1,200				
Grants:								
Mine Museum		198,739						
Heritage		5,200		5,200				
DES Reimbursement		1,704		1,704				
Totals	\$	2 862 254	\$	117,255	•	1 162 755	\$	249,666
Totals	<u> </u>	2,862,354	<u> </u>	117,233	<u> </u>	1,162,755	<u> </u>	249,000
Miscellaneous Revenue								
Interest	\$	141,451	\$	89,928	\$	15,885	\$	
Circuit Court Clerk:	7	,		7 9	7	-,	т	
Jail Cost		6,570						6,570
Work Release		910						910

Local Government Economic Assistance Fund	State Grants Fund	Federal Grants Fund	Kentucky Housing Corporation and Farmers Home Administration Fund
\$	\$	\$	\$

1,120,491 13,448

198,739

\$	1,332,678	\$	0	\$	0	\$	0
ф	21 124	¢.		¢	1 000	Φ	2.624
\$	31,134	\$		\$	1,880	\$	2,624

	Tota		~	_		ad and		
		emorandum			Bri	•	T '1	г 1
	Onl	y)	Fun	d	Fur	<u>nd</u>	Jail	Fund
Miscellaneous Revenue (Continued)								
Jail:								
Telephone Commissions	\$	23,508	\$		\$		\$	23,508
Bond Fees		2,520						2,520
Charges for Services:								
Garbage Collection		264		264				
Transfer Station		707,478		707,478				
Recycling Revenue		26,790		26,790				
Parks and Recreation		35,991		35,991				
Other Courthouse Rental		1,100		1,100				
<b>Vending Machine Commissions</b>		1,111		1,111				
County Attorney Surplus Money		9,039		9,039				
Miscellaneous Items		13,220		10,765		2,400		55
Totals	\$	969,952	\$	882,466	\$	18,285	\$	33,563
Total Operating Revenue	\$	7,338,524	\$	4,039,046	\$	1,181,661	\$	283,229

Local Government Economic Assistance Fund	State Grants Fund	Federal Grants Fund	Kentucky Housing Corporation and Farmers Home Administration Fund
\$	\$	\$	\$

\$ 31,134	\$ 0	\$ 1,880	\$ 2,624
\$ 1,363,812	\$ 0	\$ 468,152	\$ 2,624

# COMPARATIVE SCHEDULE OF FINAL BUDGET AND BUDGETED EXPENDITURES

# HARLAN COUNTY COMPARATIVE SCHEDULE OF FINAL BUDGET AND BUDGETED EXPENDITURES

# Fiscal Year Ended June 30, 1998

	Final Budget		Budge		Under (Over) Budget	
GENERAL FUND						
General Government						
Office of County Judge/Executive:						
Salaries-	Ф	40.010	Ф	40.212	Ф	
County Judge/Executive	\$	48,312	\$	48,312	\$	
Deputy County Judge/Executive		35,686		35,686		507
Other Salaries		67,000		66,403		597
Office Materials and Supplies		25,000 2,000		22,837 190		2,163
New Office Equipment		2,000		190		1,810
Office of County Attorney:						
Salaries-		25 225		25 225		
County Attorney Assistant County Attorney		35,235 18,951		35,235 18,951		
Other Salaries		37,500		36,370		1,130
Other Salaries		37,300		30,370		1,130
Office of County Clerk:						
Per Diem and Fees		28,000		27,367		633
		,		,		
Office of Sheriff:						
Salaries-						
Sheriff		48,313		48,313		
Deputies		249,000		247,502		1,498
Advertising Tax Bills		22,850		22,839		11
Narcotics Enforcement		4,000		2,000		2,000
Vehicle Maintenance and Equipment		35,300		34,971		329
New Equipment		99,000		98,777		223
Office Supplies		33,050		32,042		1,008
Travel		1,800		1,102		698
Uniforms		12,850		12,438		412
Memberships		650				650
Reimbursements		5,000				5,000
Office of County Coroner:						
Salaries-		40				
County Coroner		10,702		10,702		
Deputy Coroner		6,308		6,308		

	Final Budget		Budge Expen	eted ditures	Under (Over) Budget	
GENERAL FUND (Continued)						
General Government (Continued)						
Office of County Coroner: (Continued)			_		_	
Materials and Supplies Travel	\$	1,000 4,500	\$	594 4,475	\$	406 25
Havei		4,300		4,473		23
Fiscal Court:						
Magistrates-						
Salaries		145,600		145,600		
Other Salaries and Wages		700		609		91
Expense Allowance		18,000		18,000		100
Advertising		8,000		7,900		100
Office Supplies		1,800		1,510		290
Office of Property Valuation Administrator:						
Statutory Contribution		27,300		27,300		
Office of Poord of Assessment Appeals:						
Office of Board of Assessment Appeals: Per Diem		1,400		1,296		104
r er Diem		1,400		1,290		104
Office of County Treasurer:						
Salaries-						
County Treasurer		32,012		32,012		
Other Salaries		33,000		32,214		786
Insurance-Fidelity and Surety		2,100		2,005		95
Office Supplies		22,500		22,242		258
New Office Equipment		7,400		7,322		78
Advertising		500		381		119
County Law Library:						
Law Librarian Salary		1,200		1,200		
Zuw Zieranan Salary		1,200		1,200		
Elections:						
Per Diem-						
Election Commissioners		1,000				1,000
Election Officers		17,000		16,760		240
Tabulators		1,000				1,000
Advertising		10,000		5,349		4,651

	Final Budget		Budgeted Expenditures	Under (Over) Budget	
GENERAL FUND (Continued)					
General Government (Continued)					
Elections: (Continued) Voting Machines Polling Places	\$	1,000 1,000	\$	\$	1,000 1,000
Courthouse: Custodial Personnel Salaries Materials and Supplies Renewals and Repairs Utilities		37,000 20,000 30,000 20,000	34,884 16,913 28,922 19,655		2,116 3,087 1,078 345
Protection to Persons and Property					
Disaster and Emergency Services: Director Salary Equipment Office Supplies Emergency Dispatch Service Emergency Dispatch Service Salaries		3,088 25,000 2,000 130,000 15,000	3,088 956 95,549 15,000		25,000 1,044 34,451
Emergency Materials and Supplies		3,000	2,310		690
Forestry Fire Protection: Kentucky State Treasurer		11,400	10,672		728
Commonwealth Attorney: Supplies		5,790	5,790		
General Health and Sanitation					
Dog Control: Salaries Rentals Animal Food and Supplies Travel		19,194 3,000 4,000 3,000	19,194 3,000 3,269 2,953		731 47

( • • • • • • • • • • • • • • • • • • •	Final Budget		Budget Expend		Under (Over) Budget	
GENERAL FUND (Continued)						
General Health and Sanitation (Continued)						
Other Health Programs:						
Pest Control	\$	2,000	\$	1,000	\$	1,000
Contribution		5,000		134		4,866
Services to Children and Youth:						
Contribution		2,000		71		1,929
Senior Citizens:						
Office		5,000		5,000		
Protection to Persons and Property						
Transfer Station:						
Salaries		26,000		25,725		275
Contracted Services		15,195		25		15,170
Renewals and Repairs		10,000		2,908		7,092
Utilities		6,000		4,688		1,312
Recycling Center:						
Salaries		120,000		118,568		1,432
Machinery and Equipment		26,000		25,485		515
Renewals and Repairs		9,000		4,621		4,379
Equipment		12,000		10,295		1,705
Utilities		8,000		7,194		806
Rewards		1,000		1,000		
Recreation and Culture						
Parks:						
Salaries		115,000		114,867		133
Program Support		94,000		93,478		522
Rentals		10,000		8,370		1,630
Utilities		10,000		5,169		4,831
Heritage Land:						
Site Development	(	506,320		5,200		601,120

(Continued)	Final Budget		Budge		Under (Over) Budget	
GENERAL FUND (Continued)						
Debt Service						
Borrowed Money:						
Interest	\$	22,000	\$	21,100	\$	900
Administration						
General Services:						
Salaries		30,000		28,763		1,237
Audit Services		45,000		44,980		20
Legal Fees		5,000		4,572		428
Functional Specific Equipment		30,000		27,091		2,909
Insurance		225,500		225,493		7
Membership-Coal Coalition		10,750		10,295		455
Memberships-ADD		7,200		7,121		79
Travel		9,500		9,085		415
Miscellaneous		1,000		75		925
Reserve for Transfers		11,750				11,750
Fringe Benefits:						
County Contributions-						
Social Security-						
Fiscal Court		62,000		60,334		1,666
Clerk		25,500		25,350		150
Sheriff		22,000		21,291		709
Retirement-						
Fiscal Court		71,000		69,746		1,254
Clerk		29,000		27,885		1,115
Sheriff		24,000		21,873		2,127
Health Insurance-						
Fiscal Court		120,000		117,794		2,206
Clerk		40,000		31,391		8,609
Sheriff		42,000		40,988		1,012

(Continued)					
	Fina Bud		geted enditures	Und (Ove Bud	er)
GENERAL FUND (Continued)		<u> </u>			
Administration (Continued)					
Fringe Benefits: (Continued) Worker's Compensation-					
Fiscal Court	\$	15,100	\$ 15,006	\$	94
Clerk Sheriff		1,500 8,900	913 8,899		587 1
Unemployment Insurance-		0,900	0,099		1
Fiscal Court		2,500	1,823		677
Clerk		600	554		46
Sheriff		3,600	 3,510		90
Total Operating Budget	\$	3,443,906	\$ 2,656,999	\$	786,907
Other Financing Uses:					
Kentucky Advance Revenue Program-					
Principal		986,865	 986,865		
Total General Fund	\$	4,430,771	\$ 3,643,864	\$	786,907
ROAD AND BRIDGE FUND					
<u>Transportation Facilities and Services</u>					
Road Facilities:					
Utilities	\$	7,000	\$ 4,938	\$	2,062
Roads					
Office of Road Supervisor/Engineer: Road Supervisor Salary		68,500	67,606		894
Road Maintenance:					
Road Labor Salaries		455,450	449,227		6,223
Materials		299,478	299,471		7
Machinery and Equipment		192,000	184,301		7,699
Uniforms		8,000	7,257		743
Miscellaneous		1,000	56		944

	Final		Bud	geted	Under (Over)	
	Budge	t	Exp	enditures	Budget	
ROAD AND BRIDGE FUND (Continued)						
Roads (Continued)						
Energy Recovery:						
Road Materials	\$	700	\$		\$	700
Protection to Persons and Property						
Forest Fire Protection:						
National Forestry Receipts		350		310		40
Debt Service						
Borrowed Money:						
Interest		3,750		2,828		922
Administration						
Fringe Benefits:						
County Contributions-						
Retirement		41,000		39,212		1,788
Social Security		36,000		34,535		1,465
Health Insurance		80,000		79,670		330
Worker's Compensation		31,000		30,867		133
Unemployment Insurance		2,500		1,823		677
Total Operating Budget	\$	1,226,728	\$	1,202,101	\$	24,627
Other Financing Uses:						
Kentucky Advance Revenue Program- Principal		132,255		132,255		
•		·		<u> </u>		
Total Road and Bridge Fund	\$	1,358,983	\$	1,334,356	\$	24,627

(Continued)	Final Budget	i.	Budge Exper	eted nditures	Under (Over) Budget	
JAIL FUND						
Protection to Persons and Property						
Office of Jailer:						
Personnel Services-						
Salaries-						
Jailer	\$	48,312	\$	48,312	\$	
Jail Personnel		324,000		323,550		450
Operations-						
Housing Prisoners		1,000		44		956
Food		120,000		97,815		22,185
Office Supplies		4,000		3,979		21
Other Materials and Supplies		50,000		40,072		9,928
Routine Medical		42,200		42,131		69
Staff Uniforms		4,000		503		3,497
Renewals and Repairs		52,362		41,441		10,921
Staff Training		565		565		
Staff Travel		1,400		606		794
Machinery and Equipment		1,000		685		315
Utilities		33,000		31,202		1,798
Association Dues		450		400		50
Miscellaneous		960				960
Juvenile Detention:						
Housing Juveniles		3,000		2,700		300
Administration						
Fringe Benefits:						
County Contributions-						
Retirement		32,000		29,594		2,406
Social Security		28,000		27,153		847
Health Insurance		53,000		52,287		713
Worker's Compensation		25,000		12,994		12,006
Unemployment Insurance		1,000		914		86
Total Jail Fund	\$	825,249	\$	756,947	\$	68,302

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LOCAL GOVERNMENT ECONOMIC ASSISTANCE FUND	Final Budget		Budgeted Expenditures		Under (Over) Budget	
General Government						
Economic Development: Utilities Land Improvement	\$	20,000 50,000	\$	18,186 29,283	\$	1,814 20,717
Protection to Persons and Property						
County Fire Department: Equipment Landfill:		50,000		49,988		12
Contracted Services Transfer Station:		117,000		17,735		99,265
Contracted Services		671,158		633,372		37,786
Transportation Facilities and Services						
Road Maintenance: Asphalt Materials Soil and Water Conservation		370,000 205,842 22,500		364,471 204,233		5,529 1,609 22,500
Capital Projects						
Buildings: Contributions		10,000		10,000		
Mine Museum: Contracted Services		280,000		182,847		97,153
Total Local Government Economic Assistance Fund	\$	1,796,500	\$	1,510,115	\$	286,385
STATE GRANTS FUND						
General Health and Sanitation: Water System - Capital	\$	10,000	\$	0	\$	10,000

	Final Budget		Budgeted Expenditures		Under (Over) Budget	
FEDERAL GRANTS FUND						
General Health and Sanitation:						
Capital Projects-						
Water System	\$	18,760	\$		\$	18,760
Abandoned Mine Lands		740,000		447,792		292,208
Hosiery Factory		5,000				5,000
Community Rivers and Streams		10,000		8,494		1,506
Total Federal Grants Fund	\$	773,760	\$	456,286	\$	317,474
LOCAL GOVERNMENT ECONOMIC DEVELOPMENT FUND						
Capital Projects:						
Building	\$	1,000,000	\$	0	\$	1,000,000
Total Operating Budget - All Funds	\$	9,076,143	\$	6,582,448	\$	2,493,695
Other Financing Uses: Kentucky Advance Revenue Program- Principal		1,119,120		1,119,120		
•						
TOTAL BUDGET - ALL FUNDS	\$	10,195,263	\$	7,701,568	\$	2,493,695

# SCHEDULE OF UNBUDGETED EXPENDITURES

# HARLAN COUNTY SCHEDULE OF UNBUDGETED EXPENDITURES

Fiscal Year Ended June 30, 1998

Kentucky Housing Corporation and Farmers Home

Administration

Fund

Expenditure Item

U. S. Treasurer - Rural Development-Eastbrook Project Closeout

\$ 39,932

# REPORT ON COMPLIANCE AND ON INTERNAL CONTROL OVER FINANCIAL REPORTING BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS



# Edward B. Hatchett, Jr. Auditor of Public Accounts

Honorable Joseph A. Grieshop, County Judge/Executive Honorable Delzinna Belcher, Former County Judge/Executive Members of the Harlan County Fiscal Court

Report On Compliance And On Internal Control Over Financial Reporting Based On An Audit Of Financial Statements Performed In Accordance With Government Auditing Standards

We have audited the financial statements of Harlan County, Kentucky, as of and for the year ended June 30, 1998, and have issued our report thereon dated July 1, 1999. We conducted our audit in accordance with generally accepted auditing standards and the standards applicable to financial audits contained in <u>Government Auditing Standards</u> issued by the Comptroller General of the United States.

#### Compliance

As part of obtaining reasonable assurance about whether Harlan County's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit and, accordingly, we do not express such an opinion. The results of our tests disclosed the following instances of noncompliance that are required to be reported under Government Auditing Standards.

- The Fiscal Court Should Adopt An Administrative Code
- The County Should Have A Written Agreement To Protect Deposits

#### Internal Control Over Financial Reporting

In planning and performing our audit, we considered Harlan County's internal control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide assurance on the internal control over financial reporting. Our consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control over financial reporting that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses.

Honorable Joseph A. Grieshop, County Judge/Executive
Honorable Delzinna Belcher, Former County Judge/Executive
Members of the Harlan County Fiscal Court
Report On Compliance And On Internal Control Over Financial Reporting Based On An
Audit Of Financial Statements Performed In Accordance With Government Auditing Standards
(Continued)

This report is intended for the information of management. However, this report, upon release by the Auditor of Public Accounts, is a matter of public record and its distribution is not limited.

Respectfully submitted,

Edward B. Hatchett, Jr. Auditor of Public Accounts

Audit fieldwork completed - July 1, 1999

#### REPORT ON COMPLIANCE WITH REQUIREMENTS APPLICABLE TO EACH MAJOR PROGRAM AND INTERNAL CONTROL OVER COMPLIANCE IN ACCORDANCE WITH OMB CIRCULAR A-133



# Edward B. Hatchett, Jr. Auditor of Public Accounts

Honorable Joseph A. Grieshop, County Judge/Executive Honorable Delzinna Belcher, Former County Judge/Executive Members of the Harlan County Fiscal Court

Report On Compliance With Requirements Applicable To Each Major Program And Internal Control Over Compliance In Accordance With OMB Circular A-133

#### Compliance

We have audited the compliance of Harlan County, Kentucky, with the types of compliance requirements described in the <u>U. S. Office of Management and Budget (OMB) Circular A-133 Compliance Supplement</u> that are applicable to its major federal program for the year ended June 30, 1998. Harlan County's major federal program is identified in the Schedule of Findings and Questioned Costs. Compliance with the requirements of laws, regulations, contracts, and grants applicable to its major federal program is the responsibility of Harlan County's management. Our responsibility is to express an opinion on Harlan County's compliance based on our audit.

We conducted our audit of compliance in accordance with generally accepted auditing standards; the standards applicable to financial audits contained in <u>Government Auditing Standards</u>, issued by the Comptroller General of the United States, and OMB Circular A-133, <u>Audits of States</u>, <u>Local Governments</u>, <u>and Non-Profit Organizations</u>. Those standards and OMB Circular A-133 require that we plan and perform the audit to obtain reasonable assurance about whether noncompliance with the types of compliance requirements referred to above that could have a direct and material effect on a major federal program occurred. An audit includes examining, on a test basis, evidence about Harlan County's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances. We believe that our audit provides a reasonable basis for our opinion. Our audit does not provide a legal determination on Harlan County's compliance with those requirements.

In our opinion, Harlan County complied, in all material respects, with the requirements referred to above that are applicable to its major federal program for the year ended June 30, 1998. However, the results of our auditing procedures disclosed an instance of noncompliance with those requirements that is required to be reported in accordance with OMB Circular A-133 and which is described in the accompanying Schedule of Findings and Questioned Costs.

• The County Should Comply With All Grant Agreement Requirements

Honorable Joseph A. Grieshop, County Judge/Executive Honorable Delzinna Belcher, Former County Judge/Executive Members of the Harlan County Fiscal Court Report On Compliance With Requirements Applicable To Each Major Program And Internal Control Over Compliance In Accordance With OMB Circular A-133 (Continued)

#### Internal Control Over Compliance

The management of Harlan County is responsible for establishing and maintaining effective internal control over compliance with requirements of laws, regulations, contracts, and grants applicable to federal programs. In planning and performing our audit, we considered Harlan County's internal control over compliance with requirements that could have a direct and material effect on a major federal program in order to determine our auditing procedures for the purpose of expressing our opinion on compliance and to test and report on internal control over compliance in accordance with OMB Circular A-133.

Our consideration of the internal control over compliance would not necessarily disclose all matters in the internal control that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that noncompliance with applicable requirements of laws, regulations, contracts, and grants that would be material in relation to a major federal program being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over compliance and its operation that we consider to be material weaknesses.

This report is intended for the information of management and federal awarding agencies and passthrough entities. However, this report, upon release by the Auditor of Public Accounts, is a matter of public record and its distribution is not limited.

Respectfully submitted,

Edward B. Hatchett, Jr. Auditor of Public Accounts

Audit fieldwork completed – July 1, 1999

### SCHEDULE OF FINDINGS AND QUESTIONED COSTS

## HARLAN COUNTY SCHEDULE OF FINDINGS AND QUESTIONED COSTS

#### Fiscal Year Ended June 30, 1998

#### A. SUMMARY OF AUDIT RESULTS

- 1. The auditor's report expresses an unqualified opinion on the financial statements of Harlan County.
- 2. No reportable conditions related to the audit of the financial statements are reported in the Independent Auditor's Report.
- 3. No instances of noncompliance material to the financial statements of Harlan County were disclosed during the audit.
- 4. No reportable conditions related to the audit of the major federal awards program is reported in the Independent Auditor's Report.
- 5. The auditor's report on compliance for the audit of the major federal award program for Harlan County expresses an unqualified opinion.
- 6. Audit findings relative to the major federal awards programs for Harlan County are reported in Part C of this Schedule.
- 7. The program tested as a major program was: Abandoned Mine Land Reclamation Programs (CFDA #15.252)
- 8. The threshold for distinguishing Type A and B programs was \$300,000.
- 9. Harlan County was not determined to be a low-risk auditee.

#### B. FINDINGS - FINANCIAL STATEMENTS AUDIT

#### REPORTABLE CONDITIONS

None

#### **NONCOMPLIANCES**

#### 1) The Fiscal Court Should Adopt An Administrative Code

The Fiscal Court has not adopted an administrative code in proper form as required by KRS 68.005. The required areas are as follows:

- a. General administration of the office of county judge/executive, county administrative agencies, and public authorities;
- b. Administration of county fiscal affairs, including budget formulation, receipt and disbursement of county funds and preparation of records for the county audit, and the filing of claims against the county;
- c. Personnel administration, including description and classification of nonelected positions, selection, assignment, supervision and discipline of employees, employee complaints and the county affirmative action program;
- d. County purchasing and award of contracts; and
- e. Delivery of county services.

We recommend the Fiscal Court adopt an administrative code in proper form.

HARLAN COUNTY SCHEDULE OF FINDINGS AND QUESTIONED COSTS Fiscal Year Ended June 30, 1998 (Continued)

#### REPORTABLE CONDITIONS (Continued)

1) The Fiscal Court Should Adopt An Administrative Code (Continued)

Management's Response:

An administrative code workshop series is planned for August, 1999, with passage intended to follow.

#### **NONCOMPLIANCES**

#### 2) The County Should Have A Written Agreement To Protect Deposits

The county maintained deposits with depository institutions insured by the Federal Deposit Insurance Corporation (FDIC). The county had a bank balance of \$3,647,139; FDIC insurance of \$100,661; and securities pledged of \$4,500,000 as of March 31, 1998. In a separate bank, the county had a bank balance of \$729,049; FDIC insurance of \$100,000; and securities pledged of \$1,500,000 as of March 31, 1998. Even though the county obtained pledged securities of \$4,500,000 and \$1,500,000, respectively, the pledges were not evidenced by a written agreement. We recommend the county enter into a written agreement with the depository institutions. According to federal law, 12 U.S.C.A. § 1823(e), this agreement should be (a) in writing, (b) approved by the board of directors of the depository institution or its loan committee, which approval must be reflected in the minutes of the board or committee, and (c) an official record of the depository institution.

Management's Response:

County Treasurer is in the process of preparing this document.

#### PRIOR YEAR FINDINGS

The County Should Have A Written Agreement To Protect Deposits.

C. FINDINGS AND QUESTIONED COSTS – MAJOR FEDERAL AWARDS PROGRAM AUDIT

#### 1) The County Should Comply With All Grant Agreement Requirements

During the 1997-98 fiscal court audit, we noted that the County Judge's office did not maintain all records pertaining to federal grants received by the County. The Fiscal Court received a grant for \$630,000 from the Abandoned Mines Land Reclamation Program CFDA #15.252 that was passed through by the Natural Resources and Environmental Protection Cabinet. The grant agreement between the County and the Cabinet required the County to maintain records for all related work, whether performed by the county or other governmental agencies or private sector companies. The County did not maintain copies of bid advertisements and contracts with the construction company.

HARLAN COUNTY SCHEDULE OF FINDINGS AND QUESTIONED COSTS Fiscal Year Ended June 30, 1998 (Continued)

- C. FINDINGS AND QUESTIONED COSTS MAJOR FEDERAL AWARDS PROGRAM AUDIT (Continued)
- 1) The County Should Comply With All Grant Agreement Requirements (Continued)

The County also did not monitor the wages paid by the construction company to see that they were in compliance with the prevailing wage rate required by the grant. In the future, we recommend the County comply with the requirements of the grant agreement.

Management's Response:

The County Judge/Executive's office will set up a file for all active grants for compliance with the terms of each grant. This will be set up within ninety (90) days.



#### HARLAN COUNTY SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

Fiscal Year Ended June 30, 1998

Federal Grantor

Program Title Pass-Through

Grant Name (CFDA #) Grantor's Number Expenditures

Cash Programs

U.S. Department of the Interior

Passed-Through State Department

of Natural Resources:

Abandoned Mine Land Reclamation

Programs-

Cranks Creek Phase II Project

(CFDA # 15.252) E41504 \$ 401,316

Upper Clover Fork Groundwater

Contamination Study Not Available 46,476

(CFDA #15.252)

U.S. Department of Justice

Passed-Through State Justice Cabinet:

Direct Programs:

Local Law Enforcement Block

Grant 96-LB-VX-501 34,934

(CFDA #16.592)

U.S. Department of Transportation

Passed-Through State Department of Transportation

(CFDA # 20.205) Not Available 182,847

#### SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

Fiscal Year Ended June 30, 1998 (Continued)

#### <u>Cash Programs (Continued)</u>

#### U.S. Federal Emergency Management Agency

Passed-Through State Department of Military Affairs: Disaster and Emergency Assistance Grants-Coordinator Salary

(CFDA #83.503) Not Available \$ 1,704

Total Cash Expenditures of Federal Awards \$ 667,277

#### Noncash Programs

#### U.S. Department of Agriculture

Passed-Through State Cabinet for Human Resources: Commodity Program (CFDA #10.569)

Not Available \$ 952

Total Noncash Expenditures of Federal Awards \$ 952

## HARLAN COUNTY NOTES TO THE SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS

Fiscal Year Ended June 30, 1998

#### Note 1 - Basis of Presentation

This schedule is presented on a cash basis except for the noncash programs, which represents commodities received and distributed by the county. The dollar value of these commodities has been provided by the Department of Agriculture.

Note 2 - As required by this grant agreement, all program moneys received by the recipient after the completion of all recipient grant activities shall be used by the recipient for community or economic development activities eligible for assistance under Title I of the Housing and Community Development Act of 1974, so specified in the Commonwealth of Kentucky's Community Development Block Grant Eligible Activities Policy Statement.

# CERTIFICATION OF COMPLIANCE – LOCAL GOVERNMENT ECONOMIC ASSISTANCE AND DEVELOPMENT PROGRAMS

### HARLAN COUNTY FISCAL COURT

Fiscal Year Ended June 30, 1998

#### CERTIFICATION OF COMPLIANCE

### LOCAL GOVERNMENT ECONOMIC ASSISTANCE AND DEVELOPMENT PROGRAMS HARLAN COUNTY FISCAL COURT

The Harlan County Fiscal Court hereby certifies that assistance received from the Local Government Economic Development Program and Local Government Economic Assistance Program was expended for the purpose intended as dictated by the applicable Kentucky Revised Statutes.

Name
Patricia Fields
Name

County Treasurer